

RAMIRO MORALES, # 7101
rmorales@mfrlegal.com
MORALES FIERRO & REEVES
600 So. Tonopah Drive. Suite 300
Las Vegas, NV 89106
Telephone: (702) 699-7822
Facsimile: (702) 699-9455

Attorneys for Defendant
ZURICH AMERICAN INSURANCE COMPANY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

EMPLOYERS MUTUAL CASUALTY
COMPANY, an IOWA CORPORATION,

Plaintiff,

vs.

ZURICH AMERICAN INSURANCE
COMPANY, an ILLINOIS CORPORATION;
CATLIN SPECIALTY INSURANCE
COMPANY, a DELAWARE
CORPORATION; GREENWICH
INSURANCE COMPANY, a DELAWARE
CORPORATION, XL INSURANCE
AMERICA, INC., a DELAWARE
CORPORATION and DOES 1 through 250,
inclusive,

Defendants.

CASE NO.: 2:18-cv-00089-JCM-PAL

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME FOR
DEFENDANT ZURICH AMERICAN
INSURANCE COMPANY TO RESPOND
TO COMPLAINT BY 30 DAYS**

(First Requested Extension of Time)

STIPULATION

Pursuant to Local Rules IA 6-1 and 7-1, Plaintiff EMPLOYERS MUTUAL CASUALTY COMPANY ("EMC") and Defendant ZURICH AMERICAN INSURANCE COMPANY ("Zurich") hereby stipulate, and hereby request an order for a thirty (30) day extension of time for Zurich to file a response to the Complaint in this action on the following grounds:

1 WHEREAS, on or about December 8, 2017, EMC commenced an action in the District
2 Court of the State of Nevada, County of Clark, entitled *Employers Mutual Casualty Company v.*
3 *Zurich American Insurance Company, et al.*, Case No. A-17-766003-C;

4 WHEREAS, Zurich's agent for service of process was first served with the summons and
5 Complaint on or about December 22, 2017 by the Nevada Department of Business and Industry,
6 Division of Insurance pursuant to NRS 680A.260;

7 WHEREAS, Zurich removed the action to this current court, pursuant to 28 U.S.C. § 1441
8 (b) (DIVERSITY), on January 16, 2018;

9 WHEREAS, Zurich's response to the Complaint is currently due on or before January 23,
10 2018;

11 WHEREAS, counsel for Zurich was only recently retained;

12 WHEREAS, this coverage action arises out of a claim for the alleged defective construction
13 of fuel tanks and a cathodic protection system at a Las Vegas fuel terminal facility and the
14 documents related to that claim are in excess of 5,000 pages and therefore voluminous;

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 NOW THEREFORE, IT IS STIPULATED AND AGREED by and between EMC and
2 Zurich that Zurich's time to respond to EMC's Complaint shall be extended by 30 days, making the
3 response due on or before February 22, 2018.

4 IT IS SO STIPULATED.

5 DATED: January 22, 2018

MORALES, FIERRO & REEVES

8 By: /s/ Ramiro Morales

Ramiro Morales, Esq.

9 Attorneys for Defendant ZURICH AMERICAN
10 INSURANCE COMPANY

11 DATED: January 22, 2018

THE GRAD LAW FIRM

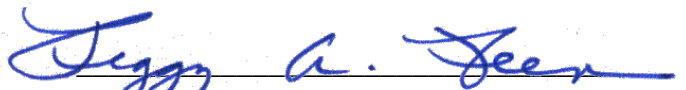
14 By: /s/ LaLeaque Grad (with permission)

LaLeaque Grad, Esq.

15 Attorneys for Plaintiff EMPLOYERS MUTUAL
16 CASUALTY COMPANY

17 IT IS SO ORDERED:

19 DATED: February 5, 2018



HON. PEGGY A. LEEN

UNITED STATES MAGISTRATE JUDGE

PROOF OF SERVICE

I, Carol J. Hastings, an employee of Morales Fierro & Reeves, am over the age of 18 years and am not a party to this matter, action, or proceeding.

On the below date, I served the following documents:

**STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME FOR DEFENDANT
ZURICH AMERICAN INSURANCE COMPANY TO RESPOND TO COMPLAINT BY 30
DAYS**

X VIA ELECTRONIC SERVICE: I caused the above document(s) to be electronically served through the United States District Court's CM/ECF System for the within action, on the participants in this case who are registered CM/ECF users.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Executed this 22ND day of January 2018.

/s/ Carol J. Hastings

Carol J. Hastings